

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**BILLY BRANTLEY, et al.,**

**Plaintiffs,**

**V.**

**CINERGY CORP.,**

**Defendant.**

$$\begin{array}{c} ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \\ ) \end{array}$$

**CASE NO. C-1-01-378**  
**Judge Susan J. Dlott**

**APPENDIX TO  
PLAINTIFFS' CONSOLIDATED MEMORANDUM IN OPPOSITION TO  
DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT:  
PLAINTIFFS' EVIDENTIARY SUBMISSION  
IN OPPOSITION TO DEFENDANT'S  
MOTIONS FOR SUMMARY JUDGMENTS**

Plaintiffs submit the following evidentiary submission in opposition to Defendant's motions for a severance and summary judgments.

1. Declaration of Billy Brantley with attached Exhibits A-G.
2. Declaration of Todd Tolbert with attached Exhibits A-C.
3. Declaration of Rodney Jones with attached Exhibits A-C.
4. Declaration of Anthony Martin with attached Exhibit A.
5. Defendant, Cinergy Corp.'s, Response to Plaintiffs' First Set of Interrogatories.
6. Anthony Martin's Response to Defendant's Second Set of Interrogatories and

Requests for Production.

7. Letter to Sheila Smith re: Anthony Martin from Jay Alvaro.

Respectfully submitted,

s/Barry V. Frederick

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 23, 2004, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification to:

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